

Chapter 80. Alcoholic Beverages

Article I. Possession of Open Containers Containing Alcohol on Public Property or a Public Place Prohibited.

[Adopted 11-13-1979 by Ord. No. 122; amended in its entirety 9-13-2017 by Ord. No. 484]

§ 80-1. Definitions.

§ 80-2. Possession of open container of alcoholic beverage on public property or public place prohibited.

No person shall possess any open container of alcoholic beverage upon any public property or public place within the Town, unless the following exception applies. The Commissioners of St. Michaels may, in their sole discretion, grant exceptions to this rule for events in the Town, provided the applicant meets all of the following conditions.

- A. The purpose of the event is to bring attention to a significant historical, cultural or traditional aspect of St. Michaels or the Chesapeake Bay, and thereby attract visitors to the Town.
- B. The event will benefit the Town's commercial interests generally and not be for the benefit of one or just a few businesses.
- C. The serving of alcoholic beverages is incidental to and not the main or only purpose of the event, such as holding a tasting as one of other attractions of the event.
- D. The alcoholic beverages will be served only in a commercial zone and confined within a designated area.
- E. The applicant will obtain, before the event takes place, the appropriate license from the Talbot County Liquor Board and/or the State of Maryland.

§ 80-3. Violations and penalties.

Any person who shall possess any open container of alcoholic beverage upon any public property or any public place within the Town of St. Michaels (except as noted in § 80-2 above) shall be guilty of a municipal infraction and shall be liable, at the discretion of the Court, to be punishable by fine of \$200 per occurrence.